

EISENBERG TANCHUM & LEVY LLP
NEW YORK | WHITE PLAINS

TELEPHONE: (212) 599-0777
TELECOPIER: (212) 599-0770

335 MADISON AVENUE, 9TH FLOOR
NEW YORK, NEW YORK 10017

707 WESTCHESTER AVENUE
WHITE PLAINS, NEW YORK 10604

March 12, 2018

Email - chambersnysdseibel@nysd.uscourts.gov

Hon. Judge Cathy Seibel
United States District Court
Southern District of New York
300 Quarropas Street
White Plains, New York 10601

Re: Can't Stop Productions, Inc. v. Sixuvus, Ltd., et al.
Civil Action No. 17 cv. 06513(CS) (LMS)

Dear Judge Seibel:

I am one of the attorneys for Can't Stop Productions, Inc., the plaintiff in the above-captioned action.

Although the Court has recently ruled that Sixuvus, Ltd. and the individual defendants in the above-captioned action who have performed under the name Village People have no right to continue to do so, they continue to exploit the mark and the related trademark costumes. Enclosed is a copy of the Facebook entry listed under, "Official Village People." It shows the individual defendants in Village People regalia and is captioned as "The Kings of Disco, formerly Village People."

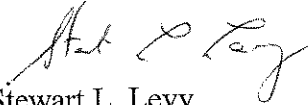
On Monday March 5th my co-counsel, Robert Besser, and I spoke with Gary Adelman, Sixuvus' attorney, to express our concerns about the trademark infringement and to demand that the offending material be removed. Mr. Adelman represented that he would review the matter and respond to us the next day. A week has elapsed since that conversation, however, and Mr. Adelman has not responded and the offensive entry remains on the Facebook page.

The defendants' continued violation of Can't Stop's trademark rights is in defiance of the Court's recent decision. While Can't Stop is prepared to seek injunctive and other relief against defendants' offending conduct, in light of the upcoming status conference scheduled for March 28th, and in the interest of judicial economy, it might be more efficient if this matter is added to

EISENBERG TANCHUM & LEVY LLP

the agenda for the conference. If, however, the Court believes that motion practice would be more appropriate, my client is prepared to go ahead with same.

Respectfully submitted,


Stewart L. Levy

cc: Gary Adelman, Esq. (email)
Adelman Matz, P.C.
780 Third Avenue
New York, New York 10017

Karen Willis (email)

3/12/2018

Official Village People - Home | Facebook

Like

Share

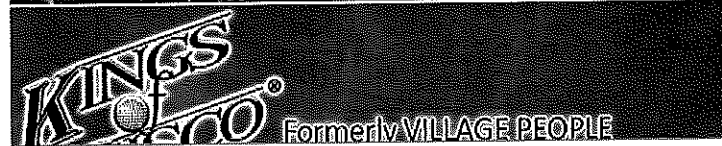
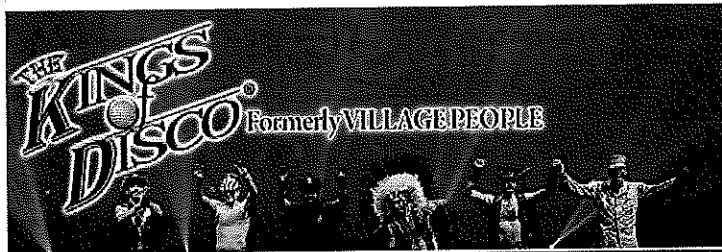
Suggest Edits

Send Message

Forgot account?

Official Village
People
@OfficialKingsOfDisco

Photos



You were redirected here from the unofficial Page: Village People



Musician

Community

See All

41,211 people like this

39,795 people follow this

About

See All

212-904-1626

Contact Official Village People on Messenger

Musician · Musician/Band

Suggest Edits

People

41,211 likes

People Also Like

Home

About

Photos

Events

Videos

Posts

Community

See more of Official Village People on Facebook

or

3/12/2018

Official Village People - Home | Facebook

Official Village
People
@OfficialKingsOfDisco



DJ M.O.S.

English (US) · Español · Português (Brasil) ·
Français (France) · Deutsch

Privacy · Terms · Advertising · Ad Choices ·
Cookies · More
Facebook © 2018

73 20

A Leatherman accepts the A...

As 2018 comes to a close w...

135 10

103 20

See All

Posts



Official Village People updated their cover photo.

March 1 at 7:42pm ·

Log In

Create New Account



Like

Comment

Jennifer Sherwin, Freddy Russo, James Edwards and 127 others
like this.

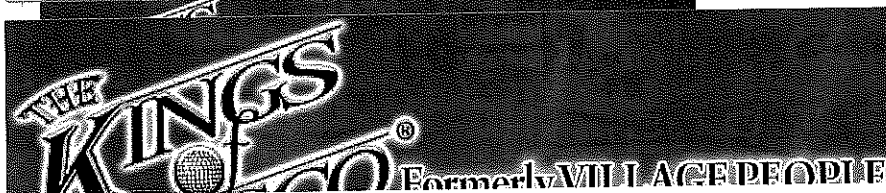
15 Shares

View all 29 comments



Official Village People updated their cover photo.

You were redirected here from the unofficial Page: Village People



See more of Official Village People on Facebook

or

3/12/2018

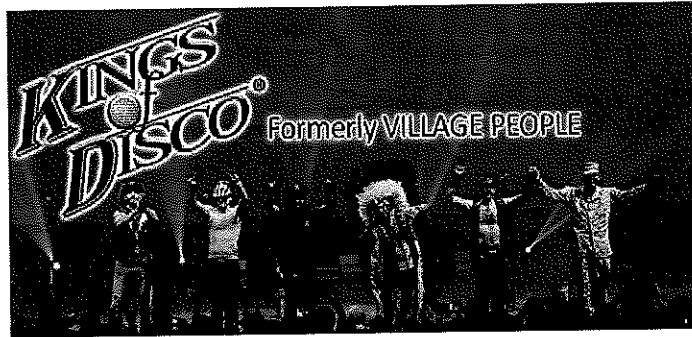
Official Village People - Home | Facebook

Posts



Official Village People updated their cover photo.

March 1 at 4:14pm ·



Like

Comment

Jennifer Sherwin, DJ Maynard, Rosemary Ribas and 11 others like this.

Chronological

View 3 more comments



David Harris Damn Victor Willis. 🙄

March 1 at 4:42pm



Rolyat EdirBom Einaphets This is what happens when people abandon their destiny-- VP was a thing that was meant to be (HOW could Victor(the icing on the cake) just walk away from that what ever the deal? How could Randy leave? and where is sweet sweet David?) I hope they manage to find an agreement, a way for the original VP members to pull it together and get some version of that big money Vegas deal everyone's getting these days...

13 hrs



Official Village People updated their cover photo.

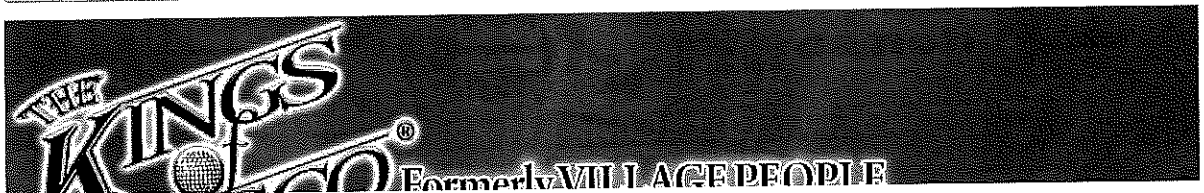
February 27 at 9:21pm ·

Kings Of Disco!

Former members of Village People



You were redirected here from the unofficial Page: Village People



See more of Official Village People on Facebook

or

3/12/2018

Official Village People - Home | Facebook

Official Village
People
@OfficialKingsOfDisco

Disco, former members of Village People



Like Comment

Jim Newman, Jerry Gerard, Jane Kiyonaga and 80 others like this.

Chronological

6 Shares

View 15 more comments



Vonceil Natasha Brown HAPPY VALENTINE'S DAY TO VILLAGE PEOPLE* FEATURING RAY SIMPSON, AND WE LOVE YA VERY MUCH, AND HEALTH WELL!!!!!! 🍷❤️🎵🎶🎵🎶

1 · February 14 at 2:47pm

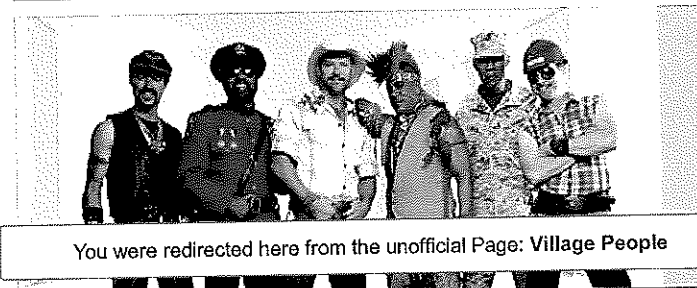


Teresa Crain Thank you for the love my dear Village People* featuring Ray Simpson. LOVE, Love love back to all of you - ALWAYS. 🍷❤️🎵🎶🎵🎶

2 · February 15 at 6:21pm



Official Village People
January 23 ·



You were redirected here from the unofficial Page: Village People



See more of Official Village People on Facebook

or

3/12/2018

Official Village People - Home | Facebook

Official Village
People
@OfficialKingsOfDisco

2 · February 23 at 3:20am



Malte Elpunkt Fatih Tatligün

1 · February 28 at 2:19am

1 Reply



Official Village People is 🎉 celebrating New Year's Eve.

December 29, 2017 ·

Wishing all of our Friends, Family & Fans a Happy New Year!

Village People* Featuring Ray Simpson*

The trademark "Village People" is the subject of litigation. There are two groups performing as Village People.

3.5K Views

Like

Comment

Cristel Cristal Va, Pedro Reis, Dave Rossi and 271 others like this.

Chronological

30 Shares

View previous comments



Maria Gonzalez Hola Village people Feliz Año Nuevo 2018

Saludos bendiciones

Hello village people happy new year 2018

Greetings blessings

Automatically Translated

January 3 at 12:48pm



Ryan Julius A. Perez my fan

1 · January 23 at 3:25am

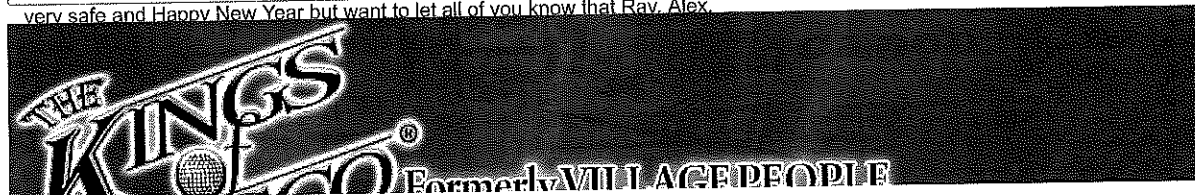


Official Village People

December 27, 2017 · Varina, VA ·

You were redirected here from the unofficial Page: Village People

very safe and Happy New Year but want to let all of you know that Ray, Alex,



See more of Official Village People on Facebook

or

3/12/2018

Official Village People - Home | Facebook

Official Village
People
@OfficialKingsOfDisco



Like Comment

Pedro Reis, Keith Watson, Mario Carro Casillas and 215 others like this.

7 Shares

View 37 more comments



Irene Willey happy new yr eric & vps hope 2018 agood one lots lve irenxxxxx
December 31, 2017 at 12:09am



Jay Stefanson As always we won't stop the music.....Australia is with you
1 · January 26 at 12:53pm



Kevin Elms



TENOR

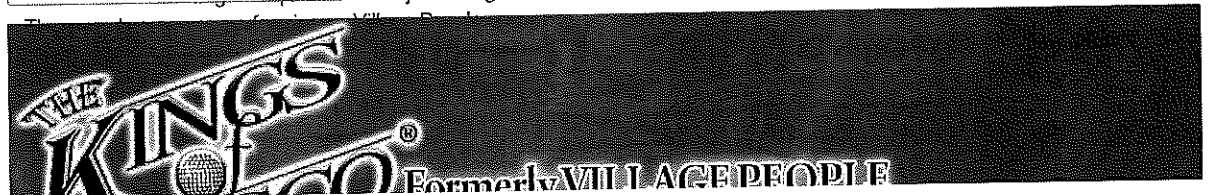
1 · January 28 at 2:31am



Official Village People is celebrating the holidays.
December 19, 2017 ·

Have A Cool Yule!

You were redirected here from the unofficial Page: Village People



See more of Official Village People on Facebook

or

3/12/2018

Official Village People - Home | Facebook

Official Village
People
@OfficialKingsOfDisco

13 Shares

View 37 more comments



Lenny Key West Saw you guys New Year's Eve last year in Palm Springs - it was a blast - YOU are the only VP we'll see!

2 · December 23, 2017 at 7:22am



Mari Reme Jimenez Garcia Os deseo FELIZ NAVIDAD de corazón. Muchas gracias por hacerme feliz en vuestros conciertos. Y VILLAGE PEOPLE solo sois VOSOTROS!!! Espero veros pronto!

December 23, 2017 at 1:57pm



Official Village People

December 18, 2017 ·

All You Need Is Love! Congratulations to all of our friends & fans in Australia



Village People* Featuring Ray Simpson

*The trademark "Village People" is the subject of litigation.

There are two groups performing as Village People.

#70s #entertainment #icons #TMZ #music

4.6K Views

Like

Comment

All Babar, Mario Carro Casillas, Felipe Rose and 241 others like this. Chronological

39 Shares

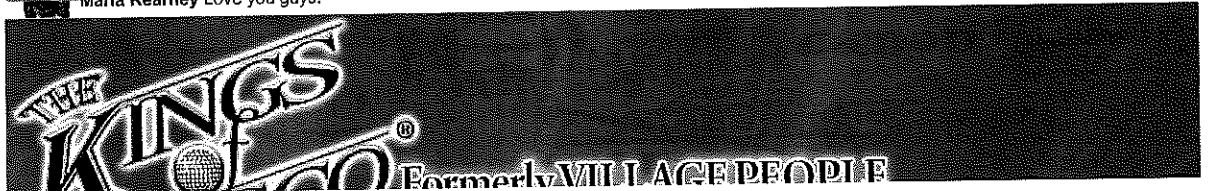
View 30 more comments



Barb Vandyke Totally awesome. The best Boy Band EVER! Great harmony. Great voices! I love you guys. THE One and ONLY Village People! 🙌🙌🙌

You were redirected here from the unofficial Page: Village People

Maria Kearney Love you guys.



See more of Official Village People on Facebook

or

3/12/2018

Official Village People - Home | Facebook

Official Village
People
@OfficialKingsOfDisco



Like Comment

Daniele Vanni, Official Village People, Marianne Merlot and 785 others like this.

200 Shares

View previous comments



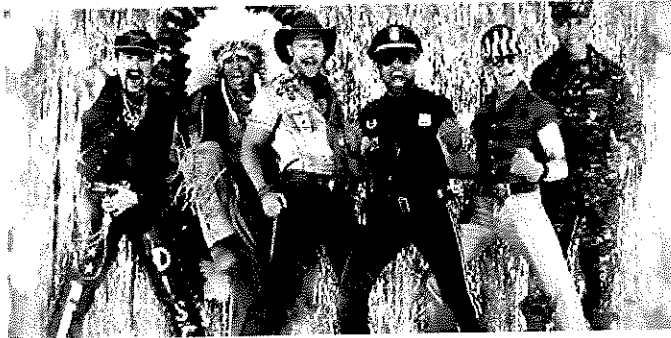
Cristina Fanjul Andrea Alonso Rodrigo Metropoli 2018
December 17, 2017 at 1:23pm

1 Reply



Official Village People shared Jim Newman's post.
December 7, 2017 ·

#Villagepeople #entertainers #legends #cantstopwontstop



You were redirected here from the unofficial Page: Village People



See more of Official Village People on Facebook

or

3/12/2018

Official Village People - Home | Facebook

**Official Village People**

December 7, 2017 ·

To our dear and loyal fans, let us reiterate that Alex, Felipe, Ray, Eric, Bill and Jim are not the group performing in Australia. We still look and sound great. Please don't judge us by what you are now seeing and reading. We are sorry if anyone has been deceived. #villagepeople, #villagestrong

Official Village
People
@OfficialKingsOfDisco



Like

Comment

Daniele Vanni, James Zeigler, Theo Juliet and 115 others like this.

Chronological

19 Shares

View previous comments



Rowan Greaves I saw the imposters (aka Victor's Village Idiots) last night, having bought tickets thinking that it was for you guys. It was a car crash. Mercifully, it was brief. And when Victor was off stage the poor guys he has recruited tried their hardest. Howev... See More

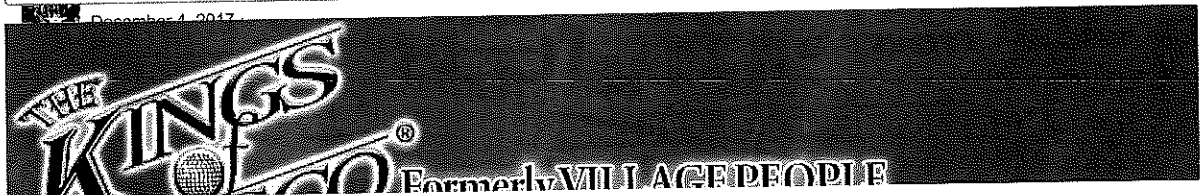
2 · December 14, 2017 at 10:24pm



Kylie Bean They were so bad me any my kids were so disappointed, singing was bad they looked like they didn't want to be there thank god KC and the sunshine band blew every one away to make up for woeful village ppl 🙄

2 · December 17, 2017 at 9:12pm · Edited

You were redirected here from the unofficial Page: Village People



See more of Official Village People on Facebook

or

3/12/2018

Official Village People - Home | Facebook

Official Village
People
@OfficialKingsOfDisco

Scott Scheinhaus I have seen and I believe. I want to see again.
1 · December 5, 2017 at 4:32pm

Cássio Henrique Sorry, Victor Willis! You're a legend, but the "real" VP resembles a Bogus Deep Purple in 1980!

(sorry for my bad english, im brazilian)

2 · December 6, 2017 at 3:14pm

Official Village People
December 2, 2017 ·

We are Kings Of Disco, former members of Village People. 2018 tour dates coming soon!



Like Comment

James Smart, Sergio Mc Mahan Salas, Ilky Cook and 555 others like this. Chronological

56 Shares

View previous comments

Daniel Cherry San Francisco , Please,,,
1 · December 20, 2017 at 8:57am

Janice Pliszczak Are you the group performing on the 2019 disco cruise?
December 28, 2017 at 12:10pm

Official Village People
November 23, 2017 · Varina, VA ·

We are thankful for you and you and all of our loyal friends and fans. Don't

You were redirected here from the unofficial Page: Village People



See more of Official Village People on Facebook

or

3/12/2018

Official Village People - Home | Facebook

Official Village
People
@OfficialKingsOfDisco

4 Shares

View 19 more comments



Elizabeth Reichmann I'm thankful for having you guys as part of my life!!!!!!

1 · November 27, 2017 at 11:29am · Edited



Official Village People We are especially thankful for you.

November 27, 2017 at 8:28am



April Magri So I take it that the Village people as we know them are no longer the Village people now?

December 1, 2017 at 12:55pm

View 1 more reply



Official Village People We know that this is confusing to our Fans however right now Victor Willis has put together his own band nonetheless we are still performing & will post our new 2018 dates soon .

December 7, 2017 at 10:32am

[See More](#)

See more of **Official Village People** on Facebook

or